

Customer No. 24498  
Docket No. PF 020129

*[Signature]*  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Matter of the Application of: Doyen et al.

Serial No.: 10/676,663

Filed: October 1, 2003

For: **METHOD OF PROCESSING IMAGES FOR THE CORRECTION OF THE DISTORTIONS IN CATHODE RAY TUBE**

Examiner: Tammy Pham      Group Art Unit: 2629

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 7, 2006.

*[Signature]*  
Eliza Buchalczyk

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE OFFICE ACTION**

Sir:

Applicants respectfully petition to withdraw the holding of abandonment of the above-identified application. Applicants exercise this right under 37 CFR 1.181(a) with guidance from MPEP 711.03(c)I.A. (Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action).

Regarding the matter at hand, a Non-Final Office Action for a non-provisional utility application was mailed on March 21, 2006. However, the Office Action was returned to the USPTO and was never received by Applicants. Consequently, Applicants did not reply to the Office Action.

On November 22, 2006, Examiner Tammy Pham called Practitioner Richard LaPeruta, Jr. (Reg. No. 51,252 Atty for Assignee) and left a message to contact her by November 28, 2006 about the status of the above-captioned application. On November 27, 2006, Practitioner Richard LaPeruta, Jr. spoke with Examiner Pham and was informed that the above-captioned application had been abandoned for failure to respond to the Non-Final Office Action mailed March 21, 2006. (A Notice of Abandonment was mailed on December 1, 2006 and received by Applicants.)

Practitioner Richard LaPeruta, Jr. (Reg. Atty. 51,252, for the Assignee) asserts that the Non-Final Office Action (“Office communication”) was not received by the Practitioner, the Assignee, Applicants, or other Assignee staff personnel and that a search of the file jacket and docket records indicates that the “Office communication” was not received.

Attached please find Practitioner’s Declaration in support of removing the Examiner’s abandonment of the above-captioned application in addition to Appendices A-D. Appendix A of this petition is the image of the cover of the Assignee’s U.S. file jacket for the above-identified application on December 7, 2006. Omission of an entry for a Non-Final Office Actions shows that no Office Action was received, because the “Office communication” would have been entered on the cover if it had been received.

Appendix B of this petition contains images of Assignee’s database which is used to track and assign all events in the prosecution of each patent application filed on behalf of the Assignee (Thomson Licensing Inc.). Omission of an entry for Office Actions shows that no Office Action was received, because the “Office communication” would have been entered if it had been received.

Practitioner Richard LaPeruta, Jr. (Reg. Atty. 51,252, for the Assignee) further asserts that the Non-Final Office Action (“Office communication”) was not received and then lost by the Practitioner, the Assignee, Applicants, or other Assignee staff personnel. Support for this

conclusion is that the Examiner specifically told the Richard LaPeruta after the application became abandoned that the Non-Final Office Action (“Office communication”) was returned to the USPTO. Appendix C shows the image of the returned Office Action showing a received stamp date of the returned “Office communication” of March 29, 2006, which was 8 days after the mailing date of the “Office communication.” The images were obtained from Public PAIR following the notification by the Examiner that the above-identified application became abandoned. Public PAIR also shows entry for the “Office communication” being returned to the USPTO on March 29, 2006.

Appendix D shows images of other Office communications received from the USPTO including the Filing Receipts, the Updated Filing Receipt, the Notice to File Missing Parts, the Notice of Publication, and the Notice of Abandonment. All show the same mailing address as that used for the returned subject Non-Final Office Action.

Therefore, Applicants respectfully request that the holding of Abandonment be withdrawn, that the Non-Final Office Action be re-mailed and that the period for response be reset.

Along with this Petition and the attached Declaration is a request to “Change of Correspondence Address.” This is being provided to ensure that the U.S. Postal Service will not return to USPTO any future “Office communication” for the above-identified application. The changed correspondence address will now only have a Post Office Box address, and not both a Post Office Box and street address. (The returned Non-Final Office Action included both a Post Office Box and street address.)

If the Office has any questions or comments that would facilitate the disposition or resolution of the issues, the undersigned can be contacted at 717-295-6207.

No fees are believed to be due; however, if any fees are due for this subject application, expressed permission is given to charge Assignee's Deposit Order Account No. 07-0832.

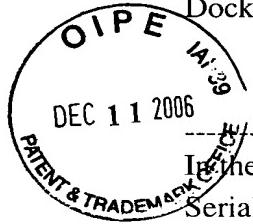
Respectfully submitted,  
Doyen et al., Applicants



Richard La Peruta, Jr.  
Registration No. 51252  
Attorney for Applicant  
Phone: 717-295-6207  
Facsimile: 717-295-6084

Patent Operation  
Thomson Licensing Inc.  
P.O. Box 5312  
Princeton, NJ 08543-5312  
December 7, 2006

Customer No. 24498  
Docket no. PF 020129



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Matter of the Application of: Doyen et al.

Serial No.: 10/676,663

Filed: October 1, 2003

For: **METHOD OF PROCESSING IMAGES FOR THE CORRECTION OF THE DISTORTIONS IN CATHODE RAY TUBE**

Examiner: Tammy Pham Group Art Unit: 2629

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 7, 2006.

A handwritten signature in blue ink.

Eliza Buchalczyk

**DECLARATION IN SUPPORT OF APPLICANTS' PETITION TO  
WITHDRAW HOLDING OF ABANDONMENT FOR FAILURE TO  
RECEIVE OFFICE ACTION**

I, Richard LaPeruta, Jr., make the following statements:

- 1) Richard LaPeruta, Jr. is a Registered Patent Attorney (Reg. No. 51,252) for the Assignee (Thomson Licensing S.A.) and Applicants (Didier Doyen et al.).
- 2) Richard LaPeruta, Jr. is a Practitioner of record for the above-identified application 10/676,663.
- 3) A Non-Final Office Action was mailed by Examiner Tammy T. Pham on March 21, 2006 having a shortened statutory period for reply set to expire on June 22, 2006. (See Appendix C – Cover page of Office Action downloaded from Public PAIR after telephonic notification of abandonment.)

- 4) The Non-Final Office Action was addressed to

Joseph S. Tripoli  
Thomson Licensing Inc.  
Two Independence Way  
Post Office Box 5312  
Princeton, NJ 08540-5312.

(See Appendix C – Cover page of Office Action downloaded from PAIR.)

- 5) The Non-Final Office Action was returned by the U.S. Post Service to the USPTO on March 29, 2006. (See Appendix C – Partial image of returned “Office communication” showing a received stamp.)
- 6) Applicants did not receive the Non-Final Office Action, were not aware of the Non-Final Office Action, and did not reply to the Non-Final Office Action by September 21, 2006. (See Appendix B – Images of Assignee’s electronic database which is used to track and assign all events in the prosecution of each patent application filed on behalf of the Assignee Thomson Licensing S.A. Omission of an entry for any Office Actions shows that no Office Action was received. Also, see Appendix A which shows the image of the cover of the Assignee’s U.S. file jacket for the above-identified application. Omission of any entry for any Office Actions shows that no Office Action was received.)
- 7) The above-identified application went abandoned on September 22, 2006 for failure to file a reply.
- 8) Examiner Tammy T. Pham contacted Richard LaPeruta’s office (patent attorney for Assignee, Reg. No. 51,252) November 22, 2006 leaving a message to contact the Examiner by November 28, 2006 about the abandonment status of the above-identified application.
- 9) Richard LaPeruta spoke with the Examiner on November 27, 2006, wherein the Examiner informed Richard LaPeruta of the following:

- a. The subject Non-Final Office Action was mailed on March 21, 2006;
  - b. The Non-Final Office Action was returned to the USPTO on March 29, 2006;
  - c. The above-identified application went abandoned on September 22, 2006 for failure to file a reply;
  - d. A petition to revive the application would have to be filed to withdraw the abandonment status of the application;
  - e. Applicant should file a “Change of Correspondence Address” to have only a Post Office Box Address or Street Address to avoid future mail delivery failures.
- 10) Richard LaPeruta on November 29, 2006 inspected the physical file jacket, docket records, and electronic database and did not find any evidence of the Non-Final Office Action being received.
- 11) Richard LaPeruta, Jr., Reg. Atty. 51,252, for the Assignee asserts that Applicants had no knowledge that a Non-Final Office Action was mailed prior to the Examiner Tammy T. Pham informing Richard LaPeruta that the application had gone abandoned for failure to reply to the Non-Final Office Action.
- 12) The Applicants and Assignee had no intent at any time to abandon the above-identified application.
- 13) The Applicants, Assignee and the legal representatives (including “Practitioner”) assert that the address to which the Non-Final Office Action was addressed (i.e., Joseph S. Tripoli, Thomson Licensing Inc., Two Independence Way, Post Office Box 5312, Princeton, NJ 08540-5312) was not deficient because a plurality of correspondence from the USPTO using this

address had been received by Applicants and Assignee without any known problem. (See Appendix D which shows the plurality of correspondence from the USPTO using the same address as that used to mail the Non-Final Office Action, which now includes the Notice of Abandonment.)

14) "Practitioner" Richard LaPeruta and Assignee assert that it is a required business practice to enter the receipt of any Office Actions on the cover of the U.S. file jacket and to enter the receipt of any Office Actions in to its electronic database; therefore, the omission of any Office Action entry in the file jacket and in the electronic database is sufficient proof that the Office Action was not received.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



Patent Operations  
Thomson Licensing Inc.  
P.O. Box 5312  
Princeton, NJ 08543-5312  
December 7, 2006

Richard La Peruta, Jr  
Registration No. 51252  
Attorney for Applicants  
Phone: 717-295-6207  
Facsimile: 717-295-6084

## APPENDIX A

## IMAGE OF ASSIGNEE'S U.S. FILE JACKET

## APPENDIX B

### IMAGE OF ASSIGNEE'S ELECTRONIC DATABASE PAGES

**Patent Application [1/11]**

File number	PF020129	Country	UNITED STATES OF AMERICA
Int. reference		Open date	19/JUN/2003
Attorney	HAYS	Type	National Patent
Main			
Agents			
Procedure	THOMSON LICENSING INC.	Reference	
Agency	DIRECTOR OF THE U. S. PATENT AND TRADEMARK OFFICE		
Local			
Status	Lead	Claims	
Processor		Pages	
Processed by	THOMSON LICENSING INC.		
Current status	FILING	Date	01/OCT/2003
		Number	10/676663
Critical dates		Date	Number
Filing	01/OCT/2003	10/676663	
Publication	17/MAR/2005	05/0057540A1	
Grant			
Abandon			
<input checked="" type="radio"/> Next actions due <input type="radio"/> Main events			
Event: EXPIRATION    Deadline: 01/OCT/2023    Number:			

**Docketing system (PF020129-UNITED STATES OF AMERICA-National Patent) [14/14]**

Event	Reference	Deadline	Official	Performed	Acknowledged	Amount
OPEN DATE				19/JUN/2003		
FILING DECIDED				19/JUN/2003		
EARLIEST PRIORITY DATE	0212298			01/OCT/2002		
FILING REQUESTED		01/OCT/2003		01/OCT/2003		
FILING	10/676663			01/OCT/2003		
EXPIRATION		01/OCT/2023		23/DEC/2003		
REQUEST FOR LICENSE	GRANTED			04/FEB/2004		
NOTIFICATION	LOSS			04/FEB/2004		06/FEB/2004
ASSIGNMENT				04/FEB/2004		06/FEB/2004
ASSIGNMENT	RECORDED			06/FEB/2004		

**Main Workflow Standard letter writing**

**Event:** NOTIFICATION    **Reference:** ABANDONMENT

**Deadline:**    **Official:**    **Performed:** 01/DEC/2006    **Closed:**    **Acknowledgment:**

**Time:** Executive:    Working time: X    Invoice method:

**Cost Information:**  **Comments:**  **Status:**

**Docketing system (PF020129-UNITED STATES OF AMERICA-National Patent) [14/14]**

Event	Reference	Deadline	Official	Performed	Acknowledged	Amount
FILING	10/676663			01/OCT/2003		
EXPIRATION		01/OCT/2023		23/DEC/2003		
REQUEST FOR LICENSE	GRANTED			04/FEB/2004		06/FEB/2004
NOTIFICATION	LOSS			04/FEB/2004		06/FEB/2004
ASSIGNMENT				06/FEB/2004		
ASSIGNMENT	RECORDED			23/DEC/2003		
REQUEST FOR LICENSE	GRANTED			04/FEB/2004		
NOTIFICATION	LOSS			04/FEB/2004		
PUBLICATION	05/0057540A1			06/FEB/2004		
NOTIFICATION	ABANDONMENT			19/NOV/2004		
				17/MAR/2005		
				01/DEC/2006		

**Main Workflow Standard letter writing**

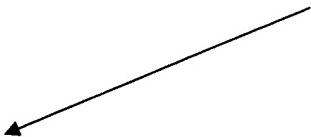
**Event:** NOTIFICATION    **Reference:** ABANDONMENT

**Deadline:**    **Official:**    **Performed:** 01/DEC/2006    **Closed:**    **Acknowledgment:**

**Time:** Executive:    Working time: X    Invoice method:

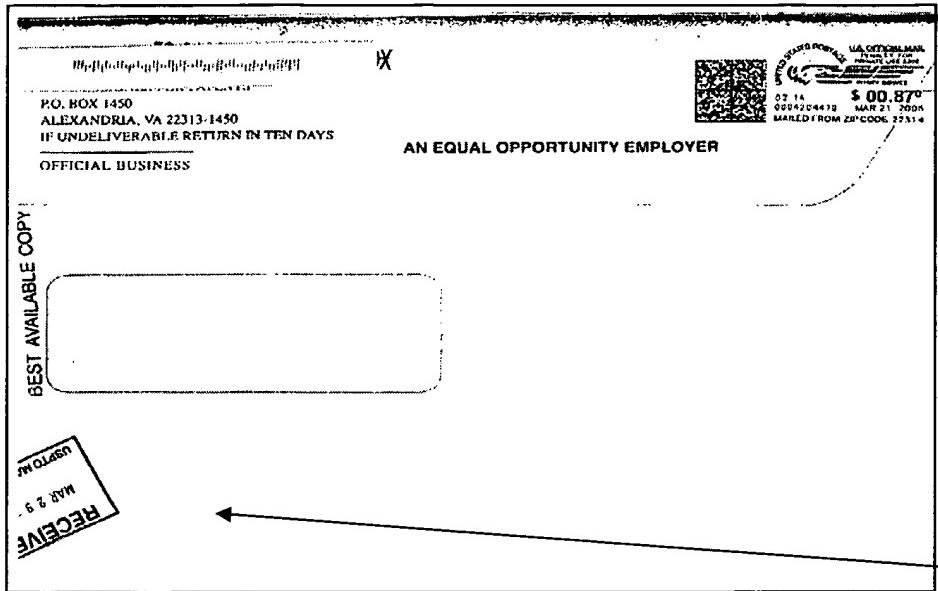
**Cost Information:**  **Comments:**  **Status:**

Database entries in chronological order.  
No entry for Office Communication mailed on 3/21/06.  
Database status as of 12/7/06.



## APPENDIX C

### IMAGES OF OFFICE COMMUNICATION RETURNED TO USPTO



We believe the date stamps (3/29/06) indicate the date that the Office Communication was returned to the USTPO.

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Admiral Fetterman, 401 Jefferson, P.O. Box 1450  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/676,663	10/01/2003	Dilber Deyan	PFO/0119	8970
219 Joseph S. Tripoli THOMSON Licensing Inc. Two Independence Way Post Office Box 5312 Princeton, NJ 08540-5312				
O P E R A T I O N S MAR 29 2006 U.S. POSTAL SERVICE				
EXAMINER PHAM, TAMMY T.				
ART UNIT 2629				
PAPER NUMBER 2629				
DATE MAILED: 03/21/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

Mailing address used by USPTO.



# APPENDIX D (Page 2 of 2)

## OTHER OFFICE COMMUNICATION RECEIVED

Page 1 of 1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
www.uspto.gov/patents

APPLICATION NUMBER	PRINCIPAL DESIGNATE	FIRST NAMED APPLICANT	ATTORNEY/INVENTOR/STRANGER
10/676,663	10/01/2003	Didier Duyen	PFO20129

Joseph S. Tripoli  
THOMSON Licensing Inc.  
Two Independence Way  
Post Office Box 5312  
Princeton, NJ 08540-5312

PFO20129

CONFIRMATION NO. 8970  
FORMALITIES LETTER  
10000000014352260

Date Mailed: 11/12/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

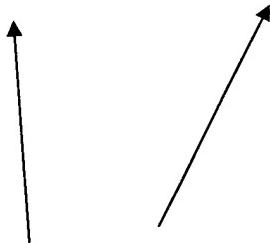
- The signature of the following inventor(s) is missing from the oath or declaration:  
Laurent Blonde, Franz Distler

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Event	FILED
Deadline	12/01/05
Entered	R 01/12/05

A copy of this notice **MUST** be returned with the reply.

Customer Service Center  
Initial Patent Examination Division (703) 308-1302  
PART 1 - ATTORNEY/APPLICANT COPY



Page 1 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
www.uspto.gov/patents

APPN NO	PRINCIPAL DESIGNATE	ART UNIT	FEES/FEES DUE	ATTY/BUCKET NO	DRAWS/MS	TOT CLMS	IND CLMS
10/676,663	10/01/2003	2673	770	PFO20129	4	5	1

Joseph S. Tripoli  
THOMSON Licensing Inc.  
Two Independence Way  
Post Office Box 5312  
Princeton, NJ 08540-5312

CONFIRMATION NO. 8970  
FILING RECEIPT  
REC'D 29 NOV 2004  
USPTO  
10000000014352260

Date Mailed: 12/24/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

#### Applicant(s)

Didier Duyen, Residence Not Provided,

Event	FILED
Deadline	
Entered	R 01/12/05

Domestic Priority data as claimed by applicant

#### Foreign Applications

If Required, Foreign Filing License Granted: 12/23/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

#### Title

Method of processing images for the correction of the distortions in a cathode ray tube

Preliminary Class  
345



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
www.uspto.gov/patents

APPLICATION NO	PRINCIPAL DESIGNATE	PRINCIPAL INVENTOR	ATTORNEY/PATENT AGENT	CONFIRMATION NO
10/676,663	10/01/2003	Didier Duyen	PFO20129	8970

Joseph S. Tripoli  
THOMSON Licensing Inc.  
Two Independence Way  
Post Office Box 5312  
Princeton, NJ 08540-5312

CONFIRMATION NO. 8970  
FILING RECEIPT  
REC'D 29 NOV 2004  
USPTO  
10000000014352260

DATE MAILED: 12/24/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

*RE: ABANDONMENT*  
*E. o/c/12/05*

Various other communications from USPTO were delivered to Assignee, using the same address as the Non-Final Office Action, showing that Assignee had no reason to believe the address was defective.